

PATENT

ATTORNEY DOCKET NO.: 9113-19 CI6

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

BATTERY, ELECTROLYTIC CELL, AND FUEL CELL

The specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

PRIORITY FOREIGN APPLICATION(S)

Priority Claimed

(Number) (Country) (Day/month/year filed) Yes [] No []

(Number) (Country) (Day/month/year filed) Yes [] No []

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below.

Title: **BATTERY, ELECTROLYTIC CELL, AND FUEL CELL**

<u>60/053,378</u>	<u>7/22/97</u>	<u>Pending</u>
(Application Serial No.)	(Filing Date)	(Status)(patented, pending, abandoned)

<u>60/068,913</u>	<u>12/29/97</u>	<u>Pending</u>
(Application Serial No.)	(Filing Date)	(Status)(patented, pending, abandoned)

<u>60/074,006</u>	<u>2/9/98</u>	<u>Pending</u>
(Application Serial No.)	(Filing Date)	(Status)(patented, pending, abandoned)

<u>60/080,647</u>	<u>4/3/98</u>	<u>Pending</u>
(Application Serial No.)	(Filing Date)	(Status)(patented, pending, abandoned)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u>09/009,294</u>	<u>1/20/98</u>	<u>Pending</u>
Application Number	Filing Date	(Status)(patented, pending, abandoned)

And I hereby appoint Arthur H. Seidel, Registration No. 15,979; Gregory J. Lavorgna, Registration No. 30,469; Daniel A. Monaco, Registration No. 30,480; Thomas J. Durling, Registration No. 31,349; and John J. Marshall, Registration No. 29,671, my attorneys or agents with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Address all correspondence to Seidel, Gonda, Lavorgna & Monaco, P.C., Suite 1800, Two Penn Center Plaza, Philadelphia, Pennsylvania 19102. Address all telephone calls to Daniel A. Monaco at 215-568-8383 (telefax: 215-568-5549).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full name of sole or first inventor Randell L. Mills

Inventor's signature _____

Date July 7, 1998

Residence Yardley, Pennsylvania

Citizenship United States

Post Office Address 1780 Greenbriar Court

Yardley, Pennsylvania 19067

Attorney Docket No. 9113-19 CI6

Applicant or Patentee: Randell L. Mills

Serial or Patent No.: Not Yet Assigned

Filed or Issued: Herewith

For: BATTERY, ELECTROLYTIC CELL, AND FUEL CELL

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) AND 1.27(c)) - SMALL BUSINESS CONCERN**

I hereby declare that I am

☐ the owner of the small business concern identified below:

☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN Black Light Power, Inc.

ADDRESS OF CONCERN 41 Great Valley Parkway
Malvern, PA 19355

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the above-identified invention by inventor(s) Randell L. Mills described in

☒ the Specification filed herewith

☐ Application S.N. _____, filed _____.

☐ Patent No. _____, filed _____.

If the rights held by the small business concern are not exclusive, each individual concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

FULL NAME _____
ADDRESS _____

☐ INDIVIDUAL ☐ SMALL BUSINESS ☐ NON-PROFIT ORGANIZATION

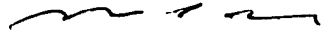
FULL NAME _____
ADDRESS _____

☐ INDIVIDUAL ☐ SMALL BUSINESS ☐ NON-PROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Randell L. Mills
TITLE IN ORGANIZATION President
ADDRESS OF PERSON SIGNING 41 Great Valley Parkway, Malvern, PA 19355

SIGNATURE  DATE July 7, 1998